

**NEVADA DEPARTMENT OF CORRECTIONS
ADMINISTRATIVE REGULATION
421**

**SEXUAL ASSAULT, SEXUAL ACTIVITY AND SEXUAL MISCONDUCT
PRISON RAPE ELIMINATION ACT**

Supersedes: AR 421 (Temporary, 11/09/09)
Effective: 02/12/10

AUTHORITY: NRS 209.131
NRS 179D;
NRS 200.364 - 200.774
NRS 212.187;
Prison Rape Elimination Act [P.L. 108-79]

RESPONSIBILITY

It is the responsibility of all staff, inmates, volunteers, vendors and independent contractors to understand and follow this regulation.

421.01 PREA COORDINATOR RESPONSIBILITIES

1. Development, maintenance and distribution of PREA manual.
2. This manual will be maintained in the following areas:
 - A. Victim Services Unit
 - B. Institutional Operations
 - C. All Director of Nursing Services (DONS) will maintain a manual at each facility that will be available to staff 24 hours a day.
 - D. All Associate Wardens Offices
 - E. Office of the Inspector General
3. The PREA manual will be coordinated and updated through the PREA Coordinator. Employees can request changes to the manual through the PREA Coordinator.
4. This manual is Confidential. Inmates will not have access to this manual.

421.02 MEDICAL / MENTAL HEALTH RESPONSIBILITIES

1. Refer to Medical Directives
 - A. 117 - Sexual Assaults
 - B. 224 - Sexually Transmitted Diseases
2. Refer to PREA manual.
3. The Medical Director is responsible to update Medical Directives to ensure they comply with PREA standards.

421.03 INMATE REPORTING

1. Inmates will report a sexual assault, sexual activity or any attempt thereof, sexual pressuring/coercion/solicitation or staff on inmate sexual misconduct to any staff member in any manner available to him/her, including but not limited to:
 - A. Verbally;
 - B. Written form to include the utilization of the Emergency Grievance Form, DOC-1564;
 - C. Inmate request form, DOC-3012; and
 - D. Informing family/friends.
2. NOTIS entries are required any time such allegations are received to include anonymous reports.

421.04 REFERRALS FOR PROSECUTION

1. All substantiated criminal cases shall be referred for prosecution under NRS 212.187 or NRS 200.366.
2. Referrals will be initiated by the Office of the Inspector General.

421.05 EMPLOYEE TRAINING

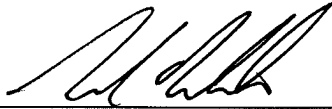
1. All staff members, new employees, contract staff, school teachers, and volunteers shall receive training by the PREA Coordinator or designee related to the prevention, detection, reporting and response related to sexual assaults, sexual activity, sexual misconduct, sexual pressuring/coercion/solicitation or any attempt thereof.
2. Such training will be documented and maintained in the employee's training file or any other appropriate files.

421.06 CONFIDENTIALITY ISSUES

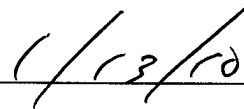
1. All case records associated with claims of sexual assault, sexual activity, sexual misconduct or any attempt thereof including written reports, investigation reports, evidence, offender information, case disposition, medical and counseling evaluation findings, and recommendations for post-release treatment and/or counseling are confidential.
2. Violation of confidentiality regulations and procedures may result in disciplinary action.

APPLICABILITY

1. This regulation does not require an Operational Procedure.
2. This regulation requires an audit.



Howard Skolnik, Director



Date